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SUPERIOR FIREPLACE COMPANY; LENNOX
8 HEARTH PRODUCTS, INC.; LENNOX
INTERNATIONAL, INC.
9

10 UNITED STATES DISTRICT COURT
11 NORTHERN DISTRICT OF CALIFORNIA
12

13 KIRK KEILHOLTZ and KOLLEEN
14 KEILHOLTZ for themselves and on behalf
of those similarly situated,

15 Plaintiffs,

16 v.

17 SUPERIOR FIREPLACE COMPANY;
LENNOX HEARTH PRODUCTS INC.;
18 LENNOX INTERNATIONAL INC. and
DOES 1 through 25, Inclusive,

19 Defendants.
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Case No. C 08-00836SI

**STIPULATION TO EXTEND TIME FOR
DEFENDANT SUPERIOR FIREPLACE
COMPANY TO FILE A RESPONSIVE
PLEADING**

Pursuant to N.D. Local Rule 6-1, the parties hereby stipulate that Defendant Superior Fireplace Company may have up to and including July 14, 2008, to file an answer or other responsive pleading in this action. By entering into this stipulation, Defendant Superior Fireplace Company does not intend to make a general appearance in this action, waive any affirmative defenses, and/or waive any jurisdictional or other defects.

DATED: July 2, 2008

DOWNEY BRAND LLP

By: /s/ Michael J. Thomas

MICHAEL J. THOMAS

Attorney for Defendants

SUPERIOR FIREPLACE COMPANY; LENNOX
HEARTH PRODUCTS INC.; LENNOX
INTERNATIONAL INC.

DATED: July 2, 2008

ARNOLD LAW FIRM

By: /s/ Kirk Wolden (as authorized on July 2, 2008)

KIRK WOLDEN

Attorney for Plaintiffs KIRK KEILHOLTZ and
KOLLEEN KEILHOLTZ for themselves and on
behalf of those similarly situated